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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

TIMOTHY A. BARONE,

Plaintiff,

v.

HARBOR FREIGHT TOOLS USA, INC.,
SUMECHT NA INC. f/k/a SUMEC NORTH
AMERICA, INC., and
SUMEC HARDWARE & TOOLS CO., LTD.,

Defendants.

**STIPULATION REGARDING
SELECTION OF MEDIATOR**

Civil No. 1:21-cv-727

IT HEREBY IS STIPULATED AND AGREED, by and between the undersigned counsel to this action, that Sharon Gerstman, Esq. has been selected, contacted, and has agreed to serve as Mediator for this action.

IT IS FURTHER STIPULATED AND AGREED, in consultation with the Mediator, Sharon Gerstman, Esq., that the initial mediation session will be held on November 28, 2023.

IT IS FURTHER STIPULATED AND AGREED that counsel will participate in the mediation session in good faith and confer with the Mediator regarding the scheduling of

additional conference(s), bearing in mind the deadline for the completion of ADR set forth in the Court's Scheduling Order.

Dated: September 19, 2023

s/ Melissa D. Wischerath

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